THAW WINS HIS FIGHT FOR JURY TEST OF SANITY

Writ of Prohibition, However, Is Likely to Be Asked by the State.

TRIAL SET FOR MAY 17. BUT MAY BE DELAYED

unity on May 17 next to test the truth of his assertion that if he could have his eanity inquired into by a New York would be free. Supreme Court Justice Hendrick, who heard the appli-Thaw's counsel, John B. Stanchfield, to have a jury impanelled and the court in determining whether Thaw is now sane, handed down an winion vesterday in which he held that although the District Attorney and the Attorney-General thought other-

peal from Justice Hendrick's ruling, and

k from hearing the case with a jury, was made clear, however, in behalf he State that even if Justice Henk and the jury decide that Thaw is e in this proceeding the State has right of appeal, which it does not e in a criminal case, and pending the ave in a criminal case, and pending the appeal the Attorney-General will opone Thaw's admission to ball.

It was practically decided by Deputy attorney-General Obermeyer and Asistant District Attorney Johnstone to
sk the Appellate Division for a writt
f prohibition to test Justice Hendrick's
eight to call in a jury. If this writt
s applied for the actual trial will probbly be delayed beyond the date fixed. he delayed beyond the date fixed. ably be delayed beyond the date fixed.
Justice Hendrick's ruling clearly delighted both Thaw and his mother, who
was in court with him. He was surrounded by a double guard of deputy
sheriffs and detectives provided because
of the letter of a man in Virginia stating that he had been asked to aid in
an attempt to kidnap Thaw while he
was in the County Court House.
In announcing his decision Justice

ched in the various judicial proceedreached in the various judicial proceedings heretofore had. I think the time has come when the question of Thaw's sanity should be determined by the court with the aid of a jury of twelve men who are not lawyers or doctors, but who are called from the various walks of life and the court by their advice. life to aid the court by their advice the determination of a question of

ncing his decision Justice

any event, the finding of the jury is not binding on the court, and if, after the verdict of the jury, the court is not satisfied that its finding is in accordance with the evidence and with fustice, the court may disregard the same and render its own decision as if had not been invoked."

FARMERS HELD FOR MURDERS.

Accused of Killing Neighbor and Housekeeper Near Medina.

MEDINA, N. Y., April 23. - Charles Steilow and Nelson Green, farmers, living across he road from a neighbor farmer, Charles Phelps, near Medina, confessed to-day be alive." hat they had murdered Phelps and his eusekeeper, Margaret Wolcott, on the her husband last evening in the small night of March 21.

trict Attorney hired police dogs and employed five detectives from Buffalo on table, reveloped that Stellow needed money an equal height. to prevent a threatened foreclosure sale.

The beautiful to prevent a threatened foreclosure sale.

The beautiful to prevent a threatened foreclosure sale.

On some of the layers there were repeated inscriptions in letters of gold C. M. D., 1834-1915. Eighty-one electric of their united efforts. Their hearings will be held next Thurs-

day. Steilow's wife became a mother

BETTER BUSINESS IN SOUTH.

Scaboard Air Line Head Reports Increase in Lumber Trade. W. J. Harahan, president of the Sea-

board Air Line Railway, who has just returned from an inspection trip through the South, reports a decided improvement in business.

"General business is moving in better volume in the Seaboard territory." he said yesterday. "Merchants' stocks "Mrs. Bowman was originally Miss Nan C. Chase, a leader of the younger set in Montelair. She was married to Herbert Spaulding, but obtained a divorce a year and a general restocking must inevitably

the output and, most important of all, mills that have not been in operation for the last two years are already runting or are getting ready to open up.
"The crop outlook this season is encouraging, but one of the biggest advantages to the South lies in an assurance of a greater diversification of crops because of the low price prevailing for

NEW ORLEANS, April 23 .- In an at-

and Nashville Railroad to-night, Peter Marey, baggage master, was shot and perhaps mortally wounded.

bs of New Orleans and are

LONDON MARKET QUIETER.

cral Undertone In Steady.

Lamon, April 23.—The markets were day and less active. The under-wever, was steady. Americans reorganization. of prices on your side. Canadian re also lower.

The gilt edged section was duil and a shade lower. Home rails on the other hand stiffened noticeably. Rubbers were active and strong. Mines were cheerful. Brazilian bonds were higher.

SAYS MRS. TEICHER **EXONERATED RONGY**

Dr. Deutschman Swears She Told Him She Was Tricked Into Making Charges.

SURPRISE FOR PLAINTIFF

Testimony seriously reflecting on the man, against Dr. Abraham Rongy, chief gynecologist at the Lebanon and Jewish Maternity hospitals, for allenating the affections of the plaintiff's common law wife, Mrs. Lily Teicher, was given yesterday before Supreme Court Justice Platzek and a jury by Dr. D. Deutsch-man, 1801 Crotona avenue, The Bronx, who was the family physician for the Teichers when Mrs. Teicher had an op-eration performed by Dr. Rongy in July, 1913. Dr. Deutschman's testimony, which

Dr. Deutschman's testimony, which took the plaintiff and his attorney by surprise, began with a visit made to him by Mrs. Teicher two weeks after her operation. "She told me then that she was in love with a man, but she wouldn't tell me his name," said the wit-ness. "She told me on a second visit a week later that the man she loved was Dr. Rongy, and that the reason for her love was because he resembled a cere court's decision it would have to ade in a proceeding for a writ rohibition restraining Justice Hendral Hend tain lawyer to whom she had once been

Dr. Deutschman said he asked his patient if Dr. Rongy knew of her love, and she replied: "If he is not foolish he might guess." The witness also said: "Mrs. Teicher told me if she couldn't get the man she wanted she would commit suicide. I asked if Dr. Rongy had made any advances to her, and she replied: "Certainly not. He is too much

plied: 'Certainly not. He is too much of a gentleman for that.'

'On the night that Teicher and his brother called on Dr. Rongy and accused him of improper actions with Mrs. Teicher the plaintiff came to my office. He looked much like a victorious soldier returning from a battlefield. He was jubilant and said his wife had made a confession involving Dr. Rongy. He asked me whether Dr. Rongy had any money.

"Mrs. Teicher then said to me, 'You are my friend and I appeal to you for protection. They have had me in the office of Mr. Kaiser, my husband's attorney, for three hours torturing me and tricking me into signing a false affidavit accusing Dr. Rongy.' I then said to Teicher. If you have done this you are the meanest man I know, and if I were strong enough I would kill you myself in my office."

The case will go on Monday.

Mrs, Carroll Seeks Separation.

Kerin F. Carroll, brother of the late Joseph D. Carroll of the Fiss, Doerr & Carroll Horse Company and associated Carroll Horse Company and associated with the firm, was sued in the Supreme Court yesterday for a separation by Mrs. Mary F. Carroll. The Carrolls were married in 1885 and have seven children. Mrs. Carroll alleges that her husband has been living openly with Bertha Bloomingdale as his wife in

81 CANDLE CAKE FOR DEPEW.

Gives Birthday Surprise ner in His Honor.

Chauncey M. Depew was 81 yesterday and took advantage of the occasion to say that he was glad he had lived so long. "It's a good world to live in," he added, "and I'm mighty grateful to

ight of March 21.

After the murders the Sheriff and Disict Attorney hired police dogs and emseventy, were seated at a huge round table, in the centre of which was a sunken garden of blooming plants. After the funerals excitement subsided the centre of this garden was a huge and Stellow and his brother-in-law, Green, imitation birthday cake about ten feet began to make conflicting statements. It in diameter and built up in layers to

money in the house. Green was arrested Tuesday and Steilow yesterday. Detectives plied the two with questions until they in substance confessed. Each accused the other of firing the fatal shots, but admit that the murder was the result way and around it were placed china way and around it were placed china. graces holding garlands of flowers, which were mixed with tiny electric bulbs.

MARRIAGE SECRET A WEEK.

Mrs. Nan C. Spaulding Bride of Roy Jackson Bowman.

have been kept low for several months, but now their shelves are almost bare ried before and in his case also there was a divorce. A week ago they went to the Verona

encouraging sign I saw tor, the Rev. John R. Pratt, married has been almost stagnant since the war commenced. Mills are again increasing the output and, most important of all silvents.

MAY ASSESS "MOP" HEAVILY.

Officers to Levy \$50 a Share, Wall Street Believes. Reorganization of the Missouri Pa

cific Railway is causing much discussio in the financial district on the approac to the June 1 maturity of the \$25,000, 000 notes for which a year's extension is being asked. Though directors said BANDITS HOLD UP MAIL TRAIN. yesterday that neither the special committee nor the full board had yet begun discussion of actual reorganization plans and would not do so until the outcome of the plan for the extension of the notes is known, Wall Street was busy with re-New York mall train of the Louisville and Nashville Railroad to-night, Peter and Nashville Railr

ment of finances. It contemplates an assessment of \$50 a share on the stock. which would give the company about \$41.000,000 new cash. In return for the robbers who boarded the this heavy subscription by the stockast a Mississippi station, escaped holders the holders of two principal bond issues, according to this reported plan, will be required to accept a cut in their holdings of 50 per cent. These two issues are the 4 per cent, collateral trust bonds and the 5 per cent, convertibles. Holders will be given a new 5 per cent, represent stock to the amount of the preferred stock to the amount of the reduction in their bond holdings. The collateral 4s sold yesterday at 48

The convertibles have sold recently at 4. Missouri Pacific securities yeste day were generally heavy on reports of



NEW INTERBOROUGH-MET PLAN MEANS DIVIDENDS

Directors Adopt Reorganization Idea Under Which Long Delayed Payments to Stockholders Will Begin-Approval Is Expected.

Directors of the Interborough-Metro-olitan Company, through the adoption
The best legal talent in the city has struggled over this problem and has ascolitan Company, through the adoption yesterday of a plan of reorganization for presentation to the stockholders on motives behind the \$50,000 suit started June 1, opened the way for the long by Alexander Teicher, a furniture sales- delayed resumption of dividend payments on the preferred stock.

It is proposed to form a new con preferred stock, to replace the present cumulative 5 per cent. stock. Present holders of the preferred are asked to give up the 38 per cent, of back dividends, amounting to \$17,366,000, accumulated and unpaid since their cessation on October 1, 1907, in return for the immediate payment of 6 per cent. annually

for which has been decided upon, but not no parvalue. This simple provision, which, which, it is believed, would prevent the company from resuming dividends until its heavy losses in the bankruptcy of the Metropolitan Street Railways and the Metropolitan Screet Railways and with a nominal capital the Metropolitan Securities companies were made up out of earnings.

On Books as \$98,000,000.

The stocks of these two companies, wined by the Interborough-Metropolitan Company, are carried on its books at the

able to write our from the asset side practically the entire inflated assets now carried in the stocks of these two liquidated companies. The new company can then begin paying dividends without the danger of legal attack, on the asset side practically assets of the consolidated company precisely to the same extent as though bearing a par value.

That the plan will be adopted by the stockholders is considered reasonably assured. It must receive a two-third assured. ground that a company with impaired vote of the common and a similar vote capital cannot pay out yearly earnings of the preferred.

sured the Interborough that it is work-able and can be upheld in the courts. The company in its statement, issued yesterday after the meeting, says that a postponement of dividends, which the company is now well able to pay, until after the big loss in the bankruptcy of the two companies could be made up through the grinding slow process of reimbursement from yearly earnings, would be unjust to the stockholders "in

"Within the last three years the float

ing debt of the company has been de-creased from \$9.041.520 to \$3.000.000, and the latter amount has been funded on a ten year basis," says the com-pany. "The earnings of the stocks of pany. "The earnings of the stocks of the subsidiary companies have increased at a rate which, except for the legal announced-the common stock will have difficulties above stated, would justify no parvalue. This simple provision, which, the distribution of a sum considerably in excess of the annual preferred dividend requirements, though insufficient intrinsic value of the common stock, is to pay up the accumulated arrears upon intended to meet the legal obstacle the preferred stock with the 5 per cent. interest annually accruing thereon

with a nominal capital.

The nominal capital of the reorganized company is to be fixed at approximately sto be fixed at approximately \$50,000,000,000, as sum regarded as well within the intrinsic value of the net assets against which said stock is to be issued. The new 6 per cent, non-cumulative preferred stock will have a full preference as to assets and will have a par value of \$100. The new common stock to be favored in the present thousand in the same without par company, are carried on its books at the cost price of about \$98.000,000.

By wiping off from the liability side of the balance sheet more than \$93,000,000 of common stock through having no par of common stock through having no par of the present common shares, will be entitled to participate in the profits and able to write off from the asset side prac-tically the entire inflated assets now cisely to the same extent as though

MANY THINGS AT HAND **OF INTEREST TO JEWS**

dox, Reform and the Jewish Community.

More than a million Jews of New York have a meeting at the Broadway Central Hotel to consider new aspects of the Zionist movement, and the Jewish com- freternal and cooperative orders, says Jewish welfare work. Within the next fortnight or so Oriental and Rumanian Jews, of whom there are many in this city, will meet to consider their in-

Louis D. Brandeis will speak before and Jewish use of it. Religious schools, institutional work and questions concerning Jews here and abroad will be

will report on education, employment, religion, philanthropy. In the community are men of nearly all shades of opinion among Jews of New York.

A charge of oppression brought against Inspector Frank Morris of the

Young Men's

sizes 33 to 42 chest measure.

Young Men's

Youths' Sack

Hand Tailored Suits,

STATE TAKES CHARGE

Matters of Moment to Ortho- Excess of Liabilities Over Adto Be \$260,573.

The State Insurance Department has ity have many things to interest them taken charge of the New York State in the next few days and weeks. Re- Grand Lodge of the Ancient Order of form rabbis are to meet to-morrow and United Workmen. The report of the the day following in Temple Emanu-El. department shows that the liabilities The orthodox Jewish congregations will are \$334,179 and that the excess of have a meeting at the Broadway Cen-John E. Diefendorf, chief examiner of

his report that the order, founded in lation of death claims."

The New York State lodge has begun

ever before, because of the war. It is not proposed to remove Jews from New York to Palestine, but it is proposed to aid Jews of Poland to get away from persecution through political independence in a new country.

Because of the war the Jewish community will give propriate than Connecticut, which is prosperous, for reinsurance in that body and the proposal is to be submitted to members of both lodges. Examiner Diefendorf says the New York lodge will consent to a court order directing liquidation of the New York corporation by the Insurance Department and that the funds on hand dependence in a new country.

Because of the war the Jewish community will give prominence this year to affairs of Jews in Turope. The Rev.

Dr. Magnes, Prof. Friedlander, Cyrus
L. Sulzberger, Louis Marshall and others
Will report on education, employment.

VERONA, N. J., April 23.—Mrs. Nan C. Spaulding and Roy Jackson Bowman Strike at Glasgow Ends. Third district by Lena Falkowich of 219 West Twenty-fourth street will be Spaulding and Roy Jackson Bowman were married a week ago. The fact was not known except to a few of their most intimate friends until to-day, when vans began moving Mrs. Bowman's belongings from her home at 20 Park avenue, Verona, to Montclair,

Mrs. Bowman was originally Miss Nan Market court on the demand of the strikers and the demand of the strikers and the demand of the strikers and the demand of the strikers are stationed in the front hall of the Twenty-fourth street will be heard in the Jefferson Market court on Wednesday next. It is understood that the basis of the complaint is that policemen in three shifts are stationed in the front hall of the Twenty-fourth street will be heard in the Jefferson Market court on Wednesday next. It is understood that the basis of the complaint is that policemen in three shifts are stationed in the front hall of the Twenty-fourth street will be deared in the Jefferson Market court on Wednesday next. It is understood that the basis of the complaint is than policemen in three shifts are stationed in the front hall of the Twenty-fourth street will be demand to demand of the strikers numbered about 500, and several transatlantic steamships were street address twenty-four hours in the

OF WORKMEN'S LODGE

mitted Assets Reported

oldest fraternal order in ates." The New York lodge ed in 1874. It was formerly ut membership dropped of a raising of the rates in January 31 last the cerwas established in 1874. It was formerly flourishing, but membership dropped off following the raising of the rates in following the raising of the rates in 1906, and on January 31 last the cer-tificates in force numbered only 1,706. lodges Mr. Diefendorf says they were Jones and K. R. MacLaren. in 1996 adequate rates were adopted and ported at the end of the year was tablets to use as an antiseptic wash that the local branch of the order might have been "perpetuated indefinitely had it not been for the tremendous accumufraternal organizations. He adds that sources of

to have a public meeting in Cooper Union. The subject of a place of settlement for Jews is more important than ever before, because of the war. It is not proposed to remove Jews from New is to be submitted to members of both is to be submitted to be submitted to be submitted to be submitted to members of both is to be submitted to be submitte

A charge of oppression brought against Inspector Frank Morris of the

Stern Brothers

Very special for To-day, Saturday:

Regularly sold for \$25.00 Smart models with skeleton and quarter lined coats, some with silk

sleeves. The materials are checks, stripes, mixtures and plain blue;

Covert Cloth Overcoats at \$16.50

High-class hand tailored coats in tan or olive shades in fashionable but-

ton through close-fitting models; quarter silk lined; 33 to 40 chest

and Norfolk Suits, - at \$12.50

In plain blue serges and a wide range of neat mixtures, tailored to

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At advantageous price inducements.

accord with the ideas of the youth from 14 to 19 years.

U. S. LINEN FACTORY ROCKEFELLER, JR., MAY TESTIFY IN **OPENED IN BELGIUM BIG STRIKE AGAIN**

Continued from First Page

the politicians have been giving or-ganized labor sops for the purpose of securing their votes, regardless of the fact that the great mass of laboring men have no connection with labor unions, including the millions of farmers."
"That has become a matter of such importance that it will doubtless be one of the great issues in politics in 1916. I

believe there is no man in either the Republican or the Democratic party who will dare to come out in opposition to the open shop. So long as the poli-ticians can ride two horses going in opposite directions without attracting the attention of the public they are reasonably safe, but that time is coming to an end and I believe that in the long view of the fundamentally strong and improving condition of the company.' run good will come of this unwise action on the part of labor leaders to force fully 90 per cent. of these miners out of the open shop and then to the union

Looked for Unions' Defeat,

"They have so far overreached the o attract attention everywhere, and this what will awaken the men who have he good of the country at heart to oppose and finally defeat unions of every from becoming dictators to both en ployer and employee, with the hope that they will eventually control the affairs

of the State and nation."
"As the time of the Ludlow massacre grew near Mr. Bowers's reports grew more cheerful and optimistic. April 16 he delights to note that the starving is drawing appreciably nearer to the strikers and their families.
"Then came the Ludlow horror and

Mr. Bowers, conscious of the effect it probable loss of ten or fifteen strikers.
Only one militiaman killed. Ludlow tent colony totally destroyed by burning 200 tents, generally followed by explosions, showing ammunition angiant the only reason he wanted letters. explosions, showing ammunition and dynamite stored by them."
"Under date of April 24, 1914, Mr.

Bowers writes Mr. Rockefeller: 'The Colorado Fuel and Iron Company usu-ally leads in fixing prices and conditions the larger companies usually

"Letters exchanged by Mr. Rockefeller Lee, his press agent, at the Ammons was acting in the "Here is our mill in Belgium. It strike adjustment, when the operators desired to get their side before President Wilson, seem to show that Rockefeller had sufficient influence in the State House at Denver to dictate a letter to the President over the signature of the Governor of Colorado. That is a rather startling statement, but we have the au-thority for it in Mr. Rockefeller's own letter of instruction to Mr. Lee."

OLD MANAGEMENT OUSTED.

The old management of the United

States Reduction and Refining Company was routed yesterday by an overyhelmfull ticket. The opposition led by Byrne Stock Exchange, voted 55,453 shares, against 759 shares by Vice-President C. A. Sheetz and the management.

fleates in force numbered only 1,706.
In explaining the troubles of various does Mr. Disconders of various A. Sunderlin, John A. Hull, Henry A. The company reported a deficit of medical attention and was rushed to the year on income from all City Hospital. He is expected to nadequate rates," the history of many \$243 for the year on income from all City Hospital.

Melvin A. Rice, Friend of President Wilson, Returns From

Successful Trip.

PEACE MISSION DENIED

Melvin A. Rice, president of Donald W. MacLeod & Co., importers of linen. with offices at 690 Broadway, who was represented in cable messages from Ber mission for the United States Govern ment, but who THE SUN learned has gone merely on a business trip, arrived home yesterday. Mr. Rice accomplished the work he set out to do, which was to reopen the company's mill in Bel gium and start the flow of linen this way again.

He thought he had a right to feel a bi proud by reason of his success, he said, but when he landed and found out that he had been represented as mixing in diplomatic affairs and causing embarrassment to Ambassador Gerard his elation changed to chagrin and ther to very lively anger.

It was all very well to have busines acquaintances jest about the "diplomatic mission." he went on, but it was quitanother thing to have a large number of having letters from President Wilson, had made trouble where there was enough trouble already.
"I have nothing to do with diplomacy," Mr. Rice said. "I went dollar chasing and I was successful. The only true thing said in the cable measures.

would have on the country, is quick to the elegraph Mr. Rockefeller to get the first say so in the press, saying in part:

"Following withdrawal of troops by Wilson. I did, and here they are, for order of Governor an unprovoked attack upon small force of militia by 200 go head as a plain American busines strikers. Forced fighting, resulting in man. I put a straight business propos

> from President Wilson was to insure that he would be able to get to see the right officials. Incidentally the President wrote that Mr. Rice was a trusted friend and bespoke for him all possible aid. But Mr. Rice found that he had a better argument to present than many letters could have made. He

is an American owned establishment, therefore the goods will be of Ameri-can ownership and Belgian origin. On the other hand, the mill employs 1,90 or they can go on our payro The German officials in charge

captured Belgian territory saw th only nine miles from the firing line at Ypres, is now running at full capacity and Mr. Rice has been advised of a nitial shipment of 197,000 pounds

LAD GIVES MAN BICHLORIDE

Office Boy Gets Wrong Bottle o Tablets for Headache Sufferer. NEWARK, N. J., April 23.—J. Harry Clarke, 23, of 30 Wayne avenue. East Orange, employed by the Public Service Corporation here, had a headache this morning. A fellow clerk recalle that Romand von Fabrice, head of th

department, had some headache to in his desk usually. Clarke sent a Arthur Weis, who brought back a A few minutes later Clarke remarked at the odd taste of the tablets and in Hull, Henry A. vestigation showed they were bichloride

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In advance of the balloting on this great question, to take place next Fall, The World has asked a very large number of the men of New York for their opinions. These men include all classes—Lawyers, merchants, clergymen, members of leading clubs, real estate men, dentists, architects, publishers, physicians and others.

These men have answered the question in large numbers. Individually and collectively their replies are of much interest and importance.

World next Monday morning, April 26.

Can we prevail upon you?

The Equitable Building, opening to-day, is so far and away the superior of any that have preceded it, in respect to size and natural advantages, that it may well claim to establish a new era in the building history of this city.

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and exhibition dancing in the ball-room. A fourteen piece symphony orchestra, directed by a famous leader, is here for an extended engagement.

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LUSITANIA, Sat., May 1, 10 A.M. LAPLAND - - APRIL 28
Orduna, - - Sat., May 15, 10 A.M. Sat., May 15, 10 A.M. Sat., May 15, 10 A.M. LUSITANIA, Sat., May 29, 10 A.M. Azores - Cibraltar - Genoa - Naples - Piræus

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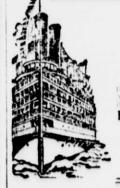
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Do the Men of New York Want the Women of New York to Vote?

Their replies will be published in The

Hudson Navigation Co.